

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>SAFECO INSURANCE COMPANY OF AMERICA</b>	:	
	:	
<b>Plaintiff,</b>	:	
	:	
<b>v.</b>	:	
	:	
<b>DEMATOS ENTERPRISES, INC., JOACQUIM DEMATOS, DONNA DEMATOS, MARIA DEMATOS, ELIZABETH DEMATOS GRYS, and CHRISTOPHER PAUL GRYS</b>	:	<b>CIVIL ACTION</b>
	:	
	:	<b>No. 02-CV-2899 (BWK)</b>
	:	
<b>Defendants.</b>	:	

**PRAECIPE TO WITHDRAW MOTION FOR PRELIMINARY INJUNCTION**

The Plaintiff, Safeco Insurance Company of America, by and through its undersigned counsel, does hereby withdraw, without prejudice, the Motion for Preliminary Injunction it previously filed in this case; provided however, this withdrawal is also without prejudice to Safeco's right to re-file the Motion if deemed necessary or appropriate, and without prejudice to Safeco's right to file any other pre-trial motions as it may deem appropriate.

Respectfully submitted,

LAW OFFICES OF KEVIN T. FOGERTY

By: \_\_\_\_\_  
Kevin T. Fogerty, Esquire  
Attorneys for Plaintiff, Safeco Insurance  
Company of America

**CERTIFICATE OF SERVICE**

I, Kevin T. Fogerty, Esquire, counsel for Plaintiff, Safeco Insurance Company of America in this proceeding, hereby state and certify that on Friday, October 04, 2002, I served by first-class mail, a true and correct copy of this Praecipe to Withdraw Motion for Preliminary Injunction, upon the following:

Douglas Smillie, Esquire  
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*Attorneys for Defendants*  
*Joachim DeMatos, Donna DeMatos and Maria DeMatos*  
*Elizabeth DeMatos Grys and Christopher Paul Grys*

Date: October 4, 2002

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Kevin T. Fogerty, Esquire